

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS**  
**OFFICE OF SPECIAL MASTERS**

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LUKE JAMES LEWIS,	*	
	*	No. 05-1160V
Petitioner,	*	Special Master Christian J. Moran
	*	
v.	*	
	*	
SECRETARY OF HEALTH	*	Filed: September 7, 2007
AND HUMAN SERVICES,	*	
	*	
Respondent.	*	

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**ATTORNEYS' FEES AND COSTS DECISION<sup>1</sup>**

Petitioner, Luke James Lewis, filed a Petitioner for Fees and Costs on July 30, 2007. Petitioner requested a total of **\$3,642.00** in attorney's fees and **\$16,997.03** in litigation costs, for Scott W. Rooney, Esq., and **\$1,622.02** in costs and expenses for Smith & Johnson, P.C., all of which was supported by his counsel's fee statement. See Application for Fees and Costs, filed July 30, 2007. Additionally, petitioner filed a statement of costs in compliance with General Order No. 9, stating that petitioner alone has incurred **\$0** in litigation costs.

On August 27, 2007, the parties filed a joint status report. In the report, respondent indicated that it had raised some objections to petitioner's request and the parties had agreed to the following amended award: **\$975.00** in attorney's fees and **\$1,622.02** in costs to the firm of Smith & Johnson, P.C., and **\$3,642.00** in attorney's fees and **\$12,495.84** in costs to Scott W. Rooney, Esq., for a total of **\$18,734.86** in fees and costs.

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<sup>1</sup> The undersigned intends to post this decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, "the entire" decision will be available to the public. Id.

After reviewing the request, the court awards **\$18,734.86** in attorney's fees and other litigation costs, of which, **\$18,734.86** shall be made payable jointly to petitioner and his attorney. The court thanks the parties for their cooperative efforts in resolving this matter. The Clerk shall enter judgment accordingly.<sup>2</sup>

**IT IS SO ORDERED.**

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Christian J. Moran  
Special Master

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<sup>2</sup> Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.